

CAUSE NO. 3295

THE STATE OF TEXAS

VS.
WALKER DAUGHERTY

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IN THE DISTRICT COURT OF

PRESIDIO COUNTY, TEXAS

394TH JUDICIAL DISTRICT

INDICTMENT

FILED FOR RECORD at 3:22 P.M.

D.O.B.: August 23, 1990
Charged Offense: Aggravated Assault with Deadly Weapon
Date of Offense: January 06 2017
Degree: Second Degree Felony
Statute Violated: Penal Code § 22.02 (a)
TRN: 9130267625
SID: 16800041

DEC - 5 2017

Virginia P. Davis
DISTRICT CLK, PRESIDIO CO.

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

In the Grand Jury of PRESIDIO County, Texas, duly selected, impaneled, sworn, charged, and organized as such, at the July 2017, A.D., term of the 394TH Judicial District Court of Presidio County, upon their oaths present in and to said Court that WALKER DAUGHERTY on or about January 06, 2017 and before the presentment of this indictment, did, then and there intentionally, knowingly, and recklessly cause bodily injury to Edwin Roberts by shooting Edwin Roberts in the arm, and the defendant did then and there use or exhibit a deadly weapon, namely a shotgun, during commission of the assault.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

[Signature]
FOREPERSON OF THE GRAND JURY

PREVIOUS BOND: \$20,000.00

BOND: \$20,000 carried forward

RECOMMENDED BOND: \$20,000.00

AUTH: RBF

DATE: Dec 5, 2017

BOND CONDITIONS: _____

Cause No. 3295

STATE OF TEXAS

v.

WALKER DAUGHERTY

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IN THE DISTRICT COURT

394TH JUDICIAL DISTRICT

PRESIDIO COUNTY, TEXAS

ORDER SETTING PREFERENTIAL JURY TRIAL

IT IS ORDERED that the final pre-trial conference is set for 9:00 A.M., on November 12, 2019, in the District Courtroom, Presidio County Courthouse, in Marfa, Texas. All remaining pre-trial matters shall be considered by the Court at that time. Counsel should be prepared to discuss all aspects of trial

IT IS FURTHER ORDERED that jury qualification and selection in this case is hereby set for 9:00 A.M. on November 18, 2019, in the District Courtroom, Presidio County Courthouse, in Marfa, Texas.

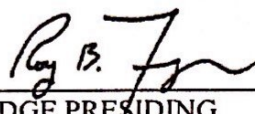
IT IS FURTHER ORDERED that the preferential trial by jury in this case is set for November 18, 2019, in the District Courtroom, Presidio County Courthouse, in Marfa, Texas, and shall continue day to day until completed. Counsel and Defendant are to appear at 8:30 AM and the jury panel shall arrive at 9:00 A.M. MST on that date. This is a preferential setting that takes priority over all other or conflicting setting counsel may have. No continuance shall be granted without a showing of good cause.

The Clerk is directed to mail this notice to the State, the Defendant, and his counsel of record, if any. If no address for Defendant should appear on the bond, notice should be mailed to the surety on the bond.

Signed on August 19, 2019.

8/27/2019 1:43 PM

Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez


JUDGE PRESIDING

Copy Forwarded To

DA - email
DA - mail
Attly - S. Pavesin - email
Attly - L. Rogers - email
By S. Martinez

CAUSE NO. 3295

THE STATE OF TEXAS

VS.

WALKER DAUGHERTY

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IN THE DISTRICT COURT OF

PRESIDIO COUNTY, TEXAS

394TH JUDICIAL DISTRICT

MOTION TO DISMISS

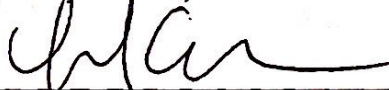
TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas by and through her Attorney, and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of AGG ASSAULT W/DEADLY WEAPON for the reason:

- ☐ The evidence is insufficient;
- ☐ The defendant was convicted in another case;
- ☐ The complaining witness has requested dismissal;
- ☐ The case has been refiled;
- ☐ The defendant is unapprehended;
- ☐ The defendant is deceased;
- ☐ The defendant has been granted immunity in light of his testimony;
- ☒ Other: Newly discovered evidence

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

Respectfully submitted,

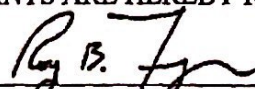


Tonya Spaeth Ahlschwede / Steve Lupton
District Attorney Pro Tem/ Assistant District Attorney Pro
Tem
SBN: 24025656 / 12699700/

ORDER

The foregoing motion having been presented to me on this the 4th day of October 2019, and the same having been considered, it is, therefore, ORDERED, ADJUDGED and DECREED that said above entitled and numbered cause be and the same is hereby dismissed and all outstanding WARRANTS ARE HEREBY RECALLED.

10/7/2019 1:15 PM
Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez


Judge Presiding
Presidio County, Texas

CAUSE NO. 3296

THE STATE OF TEXAS
VS.
WALKER DAUGHERTY

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IN THE DISTRICT COURT OF
PRESIDIO COUNTY, TEXAS
394TH JUDICIAL DISTRICT

INDICTMENT

FILED FOR RECORD at 3:22 PM

D.O.B.: August 23, 1990
Charged Offense: Deadly Conduct/Discharge Firearm
Date of Offense: January 06 2017
Degree: Third Degree Felony
Statute Violated: Penal Code § 22.05 (b)(1)
TRN: 9130267625
SID: 16800041

DEC - 5 2017

Virginia Davis
DISTRICT CLK, PRESIDIO CO.

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

In the Grand Jury of PRESIDIO County, Texas, duly selected, impaneled, sworn, charged, and organized as such, at the July 2017, A.D., term of the 394TH Judicial District Court of Presidio County, upon their oaths present in and to said Court that WALKER DAUGHERTY on or about January 06, 2017 and before the presentment of this indictment, did, then and there knowingly discharge a firearm at or in the direction of an individual namely, Carol Roberts.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

David Arredondo
FOREPERSON OF THE GRAND JURY

PREVIOUS BOND: <u>\$20,000.00</u>	BOND: <u>\$20,000 carried forward</u>
RECOMMENDED BOND: <u>\$20,000.00</u>	AUTH: <u>RBF</u> DATE: <u>Nov. 30, 2017</u>
BOND CONDITIONS: _____	

CAUSE NO. 3296

THE STATE OF TEXAS

VS.

WALKER DAUGHERTY

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IN THE DISTRICT COURT OF

PRESIDIO COUNTY, TEXAS

394TH JUDICIAL DISTRICT

MOTION TO DISMISS

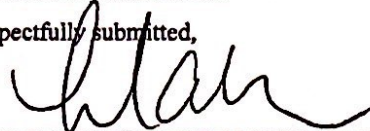
TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas by and through her Attorney, and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of DEADLY CONDUCT for the reason:

- ☐ The evidence is insufficient;
- ☐ The defendant was convicted in another case;
- ☐ The complaining witness has requested dismissal;
- ☐ The case has been refiled;
- ☐ The defendant is unapprehended;
- ☐ The defendant is deceased;
- ☐ The defendant has been granted immunity in light of his testimony;
- ☒ Other: Newly discovered evidence

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

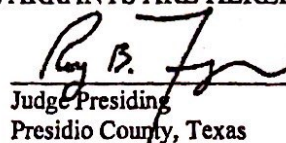
Respectfully submitted,



Tonya Spaeth Ahlschwede / Steve Lupton
District Attorney Pro Tem/ Assistant District Attorney Pro
Tem
SBN: 24025656 / 12699700

ORDER

The foregoing motion having been presented to me on this the 4th day of October 2019, and the same having been considered, it is, therefore, ORDERED, ADJUDGED and DECREED that said above entitled and numbered cause be and the same is hereby dismissed and all outstanding WARRANTS ARE HEREBY RECALLED.


Judge Presiding
Presidio County, Texas

10/7/2019 1:15 PM

Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez

CAUSE NO. 3297

THE STATE OF TEXAS

VS.
MICHAEL BRYANT

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IN THE DISTRICT COURT OF
PRESIDIO COUNTY, TEXAS
394TH JUDICIAL DISTRICT

INDICTMENT

D.O.B.: August 19, 1984
Charged Offense: Aggravated Assault with Deadly Weapon
Date of Offense: January 06 2017
Degree: Second Degree Felony
Statute Violated: Penal Code § 22.02 (a)
TRN: 913026720X
SID: 16730314

FILED FOR RECORD at 3:26 P.M.

DEC -5 2017

Virginia D. ...
DISTRICT CLK, PRESIDIO CO.

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

In the Grand Jury of PRESIDIO County, Texas, duly selected, impaneled, sworn, charged, and organized as such, at the July 2017, A.D., term of the 394TH Judicial District Court of Presidio County, upon their oaths present in and to said Court that MICHAEL BRYANT on or about January 06, 2017 and before the presentment of this indictment, did, then and there intentionally, knowingly, and recklessly cause bodily injury to Walker Daugherty by shooting Walker Daugherty in the arm, and the defendant did then and there use or exhibit a deadly weapon, namely a Bushmaster AR 15 Rifle, during commission of the assault.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

Virginia D. ...
FOREPERSON OF THE GRAND JURY

PREVIOUS BOND: <u>\$20,000.00</u>	BOND: <u>\$20,000 carried forward</u>
RECOMMENDED BOND: <u>\$20,000.00</u>	AUTH: <u>RBF</u> DATE: <u>Nov. 30, 2017</u>
BOND CONDITIONS: _____	

CAUSE NO. 3297

THE STATE OF TEXAS

VS.

MICHAEL BRYANT

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IN THE DISTRICT COURT OF

PRESIDIO COUNTY, TEXAS

394TH JUDICIAL DISTRICT

MOTION TO DISMISS

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas by and through her Attorney, and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of AGG ASSAULT W/DEADLY WEAPON for the reason:

- ☐ The evidence is insufficient;
- ☐ The defendant was convicted in another case;
- ☐ The complaining witness has requested dismissal;
- ☐ The case has been refiled;
- ☐ The defendant is unapprehended;
- ☐ The defendant is deceased;
- ☐ The defendant has been granted immunity in light of his testimony;
- ☒ Other: Newly discovered evidence

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

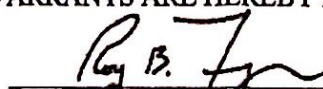
Respectfully submitted,



Tonya Spaeth Ahlschwede / Steve Lupton
District Attorney Pro Tem/ Assistant District Attorney Pro Tem
SBN: 24025656 / 12699700

ORDER

The foregoing motion having been presented to me on this the 4th day of October 2019, and the same having been considered, it is, therefore, ORDERED, ADJUDGED and DECREED that said above entitled and numbered cause be and the same is hereby dismissed and all outstanding WARRANTS ARE HEREBY RECALLED.


Judge Presiding
Presidio County, Texas

10/7/2019 1:15 PM

Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez

CAUSE NO. 3298

THE STATE OF TEXAS

VS.
MICHAEL BRYANT

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IN THE DISTRICT COURT OF
PRESIDIO COUNTY, TEXAS
394TH JUDICIAL DISTRICT

INDICTMENT

FILED FOR RECORD at 3:26 P.M.

D.O.B.: August 19, 1984
Charged Offense: Deadly Conduct/Discharge Firearm
Date of Offense: January 06 2017
Degree: Third Degree Felony
Statute Violated: Penal Code § 22.05 (b)(1)
TRN: 913026720X
SID: 16730314

DEC -5 2017

Virginia L. Davis
DISTRICT CLK, PRESIDIO CO.

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

In the Grand Jury of PRESIDIO County, Texas, duly selected, impaneled, sworn, charged, and organized as such, at the July 2017, A.D., term of the 394TH Judicial District Court of Presidio County, upon their oaths present in and to said Court that WALKER DAUGHERTY on or about January 06, 2017 and before the presentment of this indictment, did, then and there knowingly discharge a firearm at or in the direction of an individual namely, Carol Roberts.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

Virginia L. Davis
FOREPERSON OF THE GRAND JURY

PREVIOUS BOND: \$20,000.00

BOND: \$20,000 carried forward

RECOMMENDED BOND: \$20,000.00

AUTH: RBF

DATE: Nov. 30, 2017

BOND CONDITIONS: _____

Cause No. 3298

STATE OF TEXAS

v.

MICHAEL BRYANT

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IN THE DISTRICT COURT

394TH JUDICIAL DISTRICT

PRESIDIO COUNTY, TEXAS

ORDER SETTING PREFERENTIAL JURY TRIAL

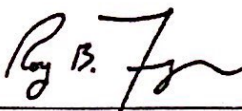
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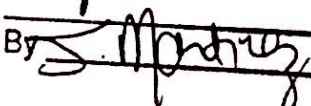
Signed on August 19, 2019.



JUDGE PRESIDING

8/27/2019 1:44 PM
Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez

Copy Forwarded To

DA-email
Del-mail
Atty-J. Escuder email
By 

CAUSE NO. 3298

THE STATE OF TEXAS

VS.

MICHAEL BRYANT

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IN THE DISTRICT COURT OF

PRESIDIO COUNTY, TEXAS

394TH JUDICIAL DISTRICT

MOTION TO DISMISS

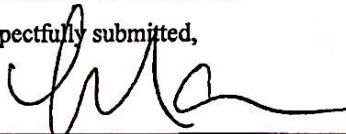
TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas by and through her Attorney, and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of DEADLY CONDUCT for the reason:

- ☐ The evidence is insufficient;
- ☐ The defendant was convicted in another case;
- ☐ The complaining witness has requested dismissal;
- ☐ The case has been refiled;
- ☐ The defendant is unapprehended;
- ☐ The defendant is deceased;
- ☐ The defendant has been granted immunity in light of his testimony;
- ☒ Other: Newly discovered evidence

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

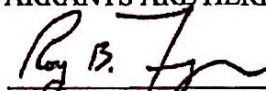
Respectfully submitted,



Tonya Spaeth Ahlschwede / Steve Lupton
District Attorney Pro Tem/ Assistant District Attorney Pro
Tem
SBN: 24025656 / 12699700

ORDER

The foregoing motion having been presented to me on this the 4th day of October 2019, and the same having been considered, it is, therefore, ORDERED, ADJUDGED and DECREED that said above entitled and numbered cause be and the same is hereby dismissed and all outstanding WARRANTS ARE HEREBY RECALLED.



Judge Presiding
Presidio County, Texas

10/7/2019 1:14 PM

Virginia Pallarez
Combination Clerk
Presidio County, Texas
By Sarah Martinez